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VIA ECF

The Honorable Arlene R. Lindsay
United States Magistrate Judge
United States District Court
Eastern District of New York
Long Island Federal Courthouse
814 Federal Plaza
Central Islip, NY 11722-4451

March 15, 2017

Re: Juan Munoz, Individually, and on behalf of all others similarly situated v. Industrial Credit of Canada, Ltd., Dean Sourial, and Jason Rappaport
16-CV-01453 (ADS) (ARL)

Dear Judge Lindsay:

We represent Defendants in the above referenced matter. This letter is written on consent of both parties to update the Court on the status of the Contour Subpoena response and to request additional time to complete discovery from March 17, 2017 to June 16, 2017. The reason for this request is due to the fact that Contour Mortgage has not yet fully provided responses to the Subpoena Duces Tecum that was the subject of Defendants' prior Motion to the Court. (Dkt. 21). We have had several additional exchanges with Contour and we hope that they will supplement their subpoena responses. We may need to engage an outside vendor to do a computer forensic analysis of Contour's servers if Contour is unable to provide the follow up to the Subpoena request. If such a forensic analysis is needed, this could take several weeks to complete. The parties have not completed written discovery or commenced depositions primarily because of the delays caused by Contour Mortgage.

Once these written discovery issues are resolved we can proceed to depositions.

The parties therefore request that the Scheduling Order be modified as follows:

- All discovery to be completed by June 16, 2017.
- Deadline to commence dispositive motion practice July 11, 2017.
- Final conference July 25, 2017.

Thank you.

Respectfully,

/s/

Robert D. Lipman

RDL/jmp

cc: Neil H. Greenberg, Esq.
Justin M. Reilly, Esq.
Arthur Most, CFO, Contour Mortgage (via email to amost@contourmortgage.com and regular mail)